IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Patrick J. Sweeney

Title: SPINAL DISC PROSTHESIS SYSTEM

Appl. No.: 10/619,757

Filing Date: 07/15/2003

Examiner: Philogene, Pedro

Art Unit: 3733

Conf. No.: 7389

AMENDMENT TRANSMITTAL

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an amendment in the above-identified application.

[X] Small Entity status under 37 C.F.R. § 1.9 and § 1.27 has been established by a previous assertion of Small Entity status.

-1-

MILW_6720585.1

[X] The fee required for additional claims is calculated below:

	Claims As				Extra				
			Previously		Claims				Additional
	Amended		Paid For		Present		Rate		Claims Fee
Total Claims:	27	-	37	=	0	X	\$50.00	=	\$0.00
Independent Claims:	5	-	8	=	0	x	\$210.00	=	\$0.00
First p	presentation of	of an	y Multiple	Depen	dent Claims:	+	\$370.00	=	\$0.00
					CLAIMS	FEI	E TOTAL	= .	\$0.00

[] Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

[] Extension for response filed within the first m	nonth: \$120.00 \$0.	.00	
[] Extension for response filed within the second	d month: \$460.00 \$0.	.00	
[] Extension for response filed within the third n	month: \$1,050.00 \$0.	.00	
[] Extension for response filed within the fourth	month: \$1,640.00 \$0.	.00	
[] Extension for response filed within the fifth m	nonth: \$2,230.00 \$0.	.00	
	EXTENSION FEE TOTAL: \$0.	.00	
[] Statutory Disclaimer Fee under 37 C.F.R. 1.2	20(d): \$130.00 \$0.	.00	
CLAIMS, EXTENSION AND I	DISCLAIMER FEE TOTAL: \$0	.00	
[X] Small Entity Fees Apply (subtract ½ of above):			
Extension Fees Previously Paid:			
	TOTAL FEE: \$0	.00	

If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 19-0741.

MILW_6720585.1 -2-

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date May 12, 2008

FOLEY & LARDNER LLP Customer Number: 26371 Telephone: (414) 319-7077 Facsimile: (414) 297-4900 By /James D. Borchardt/

James D. Borchardt Attorney for Applicant Registration No. 62,025